

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PALL CORPORATION,

Plaintiff,

-against-

CLEANSPACE MODULAR, LLC,

Defendant.

Case No. 1:23-cv-02082
(JLR)

ORDER

JENNIFER L. ROCHON, United States District Judge:

Plaintiff filed its Complaint in the instant action on March 10, 2023. ECF No. 1. The Complaint alleges subject matter jurisdiction based on diversity of citizenship. *Id.* ¶ 3. It alleges that Plaintiff is incorporated in New York, with its principal place of business in New York. *Id.* ¶ 1. It further alleges that Defendant “Cleanspace is a foreign limited liability company” incorporated in Pennsylvania with a principal place of business in Pennsylvania. *Id.* ¶ 2. Plaintiff has not filed a disclosure statement pursuant to Federal Rule of Civil Procedure (“Rule”) 7.1.


“For diversity purposes, a corporation is deemed to be a citizen both of the state in which it has its principal place of business and of any state in which it is incorporated.” *Universal Licensing Corp. v. Paola del Lungo S.p.A.*, 293 F.3d 579, 581 (2d Cir. 2002) (citing 28 U.S.C. § 1332(c)(1)). A limited liability company is deemed to be a citizen of each state of which its members are citizens. *See, e.g., Handelsman v. Bedford Vill. Assocs. L.P.*, 213 F.3d 48, 51-52 (2d Cir. 2000). That means that, “if any of an LLC’s members are themselves non-corporate entities, then a plaintiff must allege the identity and citizenship of their members, proceeding up the chain of ownership until it has alleged the identity and citizenship of every individual and corporation with a direct or indirect interest in the LLC.” *U.S. Liab. Ins. Co. v. M Remodeling Corp.*, 444 F. Supp. 3d 408, 410 (E.D.N.Y. 2020).

Rule 7.1 requires that a party file a disclosure statement “with its first” appearance or pleading. The form, which is available at <https://www.nysd.uscourts.gov/forms/rule-71-statement>, further requires a plaintiff to “name and identify the citizenship” of each member of an L.L.C. Plaintiff has not satisfied these requirements here.

Accordingly, Plaintiff shall, by **March 21, 2023**, file a completed Rule 7.1 Disclosure Statement, which shall include all necessary information to establish subject-matter jurisdiction based on diversity as set forth above.

Dated: March 14, 2023
New York, New York

SO ORDERED.



JENNIFER L. ROCHON
United States District Judge